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FACSIMILE TRANSMISSION COVER SHEET

Date: Tuesday, October 11, 2005

To USPTO - Examiner: Alison K. Pickard

Art Unit: 3673

Fax: 571/273-8300

From: Christopher D. Keirs

Customer No: 29855

Atty. Docket #: 221-0074US

Serial No.: 10/689,392

Re: *Please see the attached*

Pages (including cover page): 2

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1. Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences (Small Entity).

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**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES (Small Entity)**

Docket No.
221-0074US

In Re Application Of: Robert E. SMITH III

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/689,392	October 20, 2003	Alison K. Pickard	29855	3673	2874

Invention:

**SEAL RETAINER WITH PRESSURE ENERGIZED METAL SEAL MEMBERS
FOR UNDERSEA HYDRAULIC COUPLING**

COMMISSIONER FOR PATENTS:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated September 28, 2005 finally rejecting Claim(s) 1-4, 6-8, and 11-16.

Applicant is a small entity under 37 CFR 1.9 and 1.27.

☒ Applicant claims small entity status. See 37 CFR 1.27

The fee for this Notice of Appeal is: \$250.00

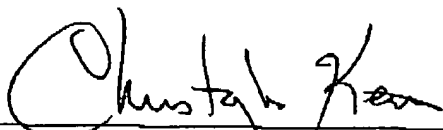
☐ A check in the amount of the fee is enclosed.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 501922.

☐ Payment by credit card. Form PTO-2038 is attached.

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Signature

Dated: October 11, 2005

Christopher D. Keirs, Reg. No. 32,248
Wong, Cabello, Lutsch, Rutherford & Bruculeri, LLP
20333 State Highway 249, Suite 600
Houston, Texas 77070

832/446-2400
832/446-2424 (facsimile)
832/446-2406 (direct)

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cc:

CERTIFICATE OF FACSIMILE TRANSMISSION
37 C.F.R. § 1.8

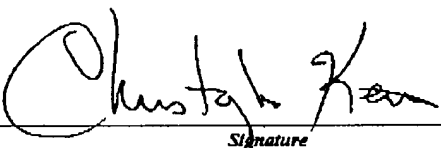
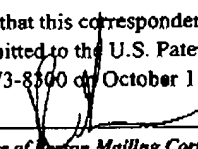
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Signature of Person Mailing Correspondence

Rebecca R. Ginn

Typed or Printed Name of Person Mailing Correspondence

P13SMALL/REV09

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES (Small Entity)					Docket No. 221-0074US
In Re Application Of: Robert E. SMITH III					
Application No. 10/689,392	Filing Date October 20, 2003	Examiner Alison K. Pickard	Customer No. 29855	Group Art Unit 3673	Confirmation No. 2874
Invention: SEAL RETAINER WITH PRESSURE ENERGIZED METAL SEAL MEMBERS FOR UNDERSEA HYDRAULIC COUPLING					
<u>COMMISSIONER FOR PATENTS:</u>					
Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated September 28, 2005 finally rejecting Claim(s) 1-4, 6-8, and 11-16 .					
Applicant is a small entity under 37 CFR 1.9 and 1.27.					
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27					
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WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.					
 <i>Signature</i>			Dated: October 11, 2005		
Christopher D. Keirs, Reg. No. 32,248 Wong, Cabello, Lutsch, Rutherford & Brucculeri, LLP 20333 State Highway 249, Suite 600 Houston, Texas 77070					
832/446-2400 832/446-2424 (facsimile) 832/446-2406 (direct)					
10/12/2005 JBALIAN 00000075 501922 10689302 01 FD:2401 250.00 DA CC:					
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